

# Court of Appeals, State of Michigan

## ORDER

Bruce Alan Howard v Wayne Circuit Judge

Docket No. 273673

LC No. 93-002433-05

Michael J. Talbot  
Presiding Judge

Brian K. Zahra

Christopher M. Murray  
Judges

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In lieu of granting the complaint for superintending control and the motion for summary judgment, the Court directs the Presiding Judge of the Criminal Division of the Wayne County Circuit Court, Judge Edward Ewell, Jr., to conduct an investigation as to whether there are any outstanding post-conviction motions that have not been ruled upon. In his complaint, Bruce Howard alleges that Wayne County Circuit Court Judge Leonard Townsend has not issued orders on the following motions: (1) a motion for judgment relief filed on March 23, 1998; (2) a supplemental motion for relief from judgment; (3) a motion for a *Franks* hearing filed on February 10, 2004; and (4) a motion for resentencing. It appears that the motion for judgment relief was decided in an order issued on November 22, 2004. It is also noted that a docket entry made on the register of actions on March 5, 2007, indicates that the motion for judgment relief was denied. If orders have been issued on any of these motions, these orders shall be forwarded to Howard and to this Court. Any outstanding motions shall be referred to Judge Townsend's successor, who shall issue a decision on the motion forthwith.

The Court retains jurisdiction over this matter.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 07 2007

Date

*Sandra Schultz Mengel*  
Chief Clerk